

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION

---

JACOB A. FAWFAW #511339,

Plaintiff,

Case No. 2:18-CV-77

v.

HON. GORDON J. QUIST

MATHEW OBIDEN, et al.,

Defendants.

---

**ORDER ADOPTING**  
**REPORT AND RECOMMENDATION**

The Court has reviewed Magistrate Judge Maarten Vermaat's April 4, 2019, Report and Recommendation recommending that the Court grant Defendants' motion to dismiss Plaintiff's claims arising under M.C.L. § 750.478—a criminal statute. The Report and Recommendation was duly served on Plaintiff on April 4, 2019. No objections have been filed pursuant to 28 U.S.C. § 636(b). Therefore the Court will adopt the Report and Recommendation.

**THEREFORE, IT IS HEREBY ORDERED** that the April 4, 2019, Report and Recommendation (ECF No. 39) is approved and adopted as the Opinion of the Court, and Defendants' motion to dismiss (ECF No. 16) is **GRANTED**. Plaintiff's claim under M.C.L. § 750.478 is **DISMISSED WITH PREJUDICE**.

Dated: May 1, 2019

/s/ Gordon J. Quist  
GORDON J. QUIST  
UNITED STATES DISTRICT JUDGE